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December 2, 2022

**VIA ECF**

The Honorable Lawrence J. Vilardo  
United States District Judge  
United States District Court  
Western District of New York  
Robert H. Jackson  
United States Courthouse  
2 Niagara Square  
Buffalo, New York 14202

Re: *Ortiz v. Original Footwear Manufacturing BR, LLC,*  
Case No.: 1:22-cv-709

Dear Judge Vilardo,

The undersigned represents Joseph Ortiz (“Plaintiff”) in the above referenced matter against Defendant, Original Footwear Manufacturing BR, LLC, (“Defendant”) (collectively the “Parties”). We write, with Defendant’s consent, to inform the Court that the Parties have reached a settlement in principle and respectfully request that Your Honor dismiss this action with prejudice with the right to reopen in forty-five (45) days if the Settlement Agreement is not consummated. In light of the anticipated settlement, the undersigned respectfully requests all currently pending deadlines in this action be adjourned *sine die*.

We thank the Court for its time and attention in this matter.

Respectfully submitted,  
/s/Michael A. LaBollita, Esq.  
Michael A. LaBollita, Esq.

cc: All counsel of record via ECF